



**MEMO ENDORSED**

August 07, 2020

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Hon. Kenneth M. Karas  
United States District Judge  
Federal Building and United States Courthouse  
300 Quarropas Street  
White Plains, New York 10601

Re: Canopus US Insurance, Inc. v. Five Brothers Realty Holding Corp., et al.  
7:19-cv-06840-KMK-LMS  
Our File No.: 446-21825L

Honorable Sir:

We represent plaintiff in the above matter, but we write on behalf of both plaintiff and defendant.

During a telephone status conference on July 29, 2020 with Magistrate Lisa Margaret Smith, the parties advised Magistrate Smith that we have agreed to participate in the Court's mediation program. Magistrate Smith indicated that, in light of this development, she would email Your Honor and recommend that discovery be stayed pending the mediation. Magistrate Smith also stated that the parties should write to Your Honor to request such a stay, which we hereby respectfully request.

The Court's current extension of discovery deadlines was granted by Order entered on July 13, 2020. Those deadlines include completion of fact discovery by August 27, 2020; completion of deposition(s) of plaintiff's expert(s) by September 30, 2020; and completion of deposition(s) of defendant's expert(s) by October 20, 2020. We respectfully request that discovery be stayed and pending the outcome of the mediation, the parties request leave to file a revised Scheduling Order.

The parties thank the Court for its courtesy and attention to this matter.

Respectfully,

FLEISCHNER POTASH LLP

*William M. Billings*

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WMB/lfb

cc: Samantha M. Oliveira, Esq.  
Hon. Lisa Margaret Smith, Justice  
(VIA ECF)

Granted. The case is stayed for 60 days. The Parties are to submit a revised case management plan in 60 days.

So Ordered.

A handwritten signature in black ink, appearing to be 'K. Karas', written over the typed name.

8/10/20